

## SUPREME COURT OF WISCONSIN

---

Case No.: 98-2792-CR

---

Complete Title  
of Case:

State of Wisconsin,  
Plaintiff-Respondent-Petitioner,  
v.  
Michael M. Longcore,  
Defendant-Appellant.

---

REVIEW OF A DECISION OF THE COURT OF APPEALS  
Reported at: 226 Wis. 2d 1, 594 N.W.2d 412  
(Ct. App. 1999-Published)

---

Opinion Filed: March 10, 2000  
Submitted on Briefs:  
Oral Argument: February 10, 2000

---

Source of APPEAL  
COURT: Circuit  
COUNTY: Brown  
JUDGE: Susan E. Bischel

---

JUSTICES:  
Concurred:  
Dissented:  
Not Participating: CROOKS, J.

---

ATTORNEYS: For the plaintiff-respondent-petitioner the cause was argued by *Jennifer E. Nashold*, assistant attorney general, with whom on the briefs was *James E. Doyle*, attorney general.

For the defendant-appellant there was a brief and oral argument by *William E. Schmaal*, assistant state public defender.

NOTICE

This opinion is subject to further editing and modification. The final version will appear in the bound volume of the official reports.

No. 98-2792-CR

STATE OF WISCONSIN

:

IN SUPREME COURT

---

State of Wisconsin,

Plaintiff-Respondent-Petitioner,

v.

Michael M. Longcore,

Defendant-Appellant.

---

**FILED**

MAR 10, 2000

Cornelia G. Clark  
Acting Clerk of Supreme Court  
Madison, WI

REVIEW of a decision of the Court of Appeals. *Affirmed.*

¶1 PER CURIAM. The court is equally divided on the question of whether the decision of the court of appeals should be affirmed or reversed. Chief Justice SHIRLEY S. ABRAHAMSON, Justice WILLIAM A. BABLITCH, and Justice DAVID T. PROSSER would affirm; Justice JON P. WILCOX, Justice ANN WALSH BRADLEY, and Justice DIANE S. SYKES would reverse. Justice N. PATRICK CROOKS did not participate. Accordingly, the decision of the court of appeals is affirmed.

